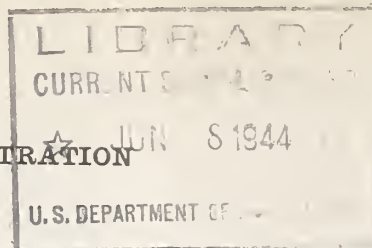


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## WAR FOOD ADMINISTRATION

[WFO 30, Amdt. 4]

## PART 1406—DEHYDRATED FRUIT, VEGETABLES, AND SOUPS

## CONSERVATION AND DISTRIBUTION OF DEHYDRATED VEGETABLES

War Food Order No. 30, as amended, 9 F.R. 4319 (formerly designated as Food Distribution Order No. 30, issued by the Secretary of Agriculture on March 19, 1943, 8 F.R. 3385, as amended, 8 F.R. 16887), is further amended to read as follows:

§ 1406.1 *Dehydrated vegetables*—(a)

**Definitions.** (1) "Dehydrated vegetables" means Irish potatoes, sweet potatoes, cabbage, carrots, beets, onions, and rutabagas (and such other vegetables as the Director may from time to time designate) that have been dried by artificially produced heat under controlled conditions of humidity, temperature, and air flow or that have been dried under reduced pressure ("vacuum") where the factors of humidity and air flow are not controlled.

(2) "Processor" means any person who (i) produces dehydrated vegetables for sale as such, or (ii) produces dehydrated vegetables for sale as a part of any food product.

(3) "Governmental agency" means (i) the Quartermaster Corps of the United States Army; (ii) the War Food Administration (including, but not restricted to, any corporate agency thereof); (iii) a consignee designated in written shipping instructions issued pursuant to a contract executed with a governmental agency specified in (a) (3) (i) or (a) (3) (ii) hereof; or (iv) any other instrumentality or agency designated by the War Food Administrator.

(4) "Director" means the Director of Distribution, War Food Administration.

(5) "Person" means any individual, partnership, corporation, business trust, association, or any organized group of persons whether incorporated or not.

(b) *Restrictions on processors.* Without regard to existing contracts, every processor shall set aside for sale and delivery to governmental agencies 100 percent of all dehydrated onions owned, controlled, or in his possession on, or processed by him after, the effective time hereof. All dehydrated Irish potatoes, dehydrated sweetpotatoes, dehydrated cabbage, dehydrated carrots, dehydrated beets, and dehydrated rutabagas heretofore set aside are hereby released, and no such dehydrated vegetables, produced heretofore or hereafter, need be set aside after the effective time hereof unless the Director, pursuant to the authority con-

tained herein, so directs. The Director shall have the right to change at any time the above percentage applicable to dehydrated onions, and to fix percentages and change them from time to time on such other dehydrated vegetables as he may designate, pursuant to the authority contained in (a) (1) hereof. All dehydrated vegetables produced on, or subsequent to, the effective time hereof which are to be set aside for sale and delivery to governmental agencies shall, when the Director so determines, be processed, packaged, labeled, and cased in accordance with such directions as he may issue. Quantities of dehydrated vegetables set aside may be released at any time by notice to that effect from the Director.

(c) *Exceptions.* (1) The restrictions of paragraph (b) hereof shall not apply to contracts now existing or hereafter made between processors and governmental agencies. In the event of any conflict between the specifications of a contract entered into between a processor and a governmental agency and directions issued under (b) hereof, the contract specifications shall prevail for the quantities of dehydrated vegetables specified in the contract.

(2) The restrictions of (b) hereof shall not apply to those quantities of dehydrated vegetables which properly fall within the two following categories: (i) Sample lots distributed in quantities not to exceed 25 pounds of any dehydrated vegetable to any one user, over a three-month period, for research or experimental purposes; and (ii) quantities of dehydrated vegetables needed as essential ingredients by food product manufacturers under existing contracts, or contracts that may hereafter be made, with a governmental agency: *Provided*, That processors first receive a certificate duly executed on Form FDO 30-3 by the purchasing officer of the contracting governmental agency specifying the total quantity of the restricted dehydrated vegetable needed by the manufacturer in the performance of his contract and that the processor immediately endorse and deliver said certificate to the Director.

(3) The Director may specify quotas and issue certificates of quotas, for the year beginning July 1, 1943, and ending June 30, 1944, and for any period or periods subsequent thereto, for industrial or commercial users of dehydrated vegetables, and each processor may, on or subsequent to July 1, 1943, sell and deliver to each such user a part or the whole of the quota of dehydrated vegetables allotted to said user: *Provided*, That processors (i) obtain from each such user

purchasing dehydrated vegetables the certificate of quota issued by the Director on Form FDO 30-5; and (ii) immediately endorse and mail each such certificate to the Director.

(d) *Records and reports.* (1) All dehydrated vegetables disposed of by a processor pursuant to (c) (2) and (c) (3) hereof, shall be reported in detail by the respective processor to the Director at the end of each calendar month on Form FDO 30-1 and such supplements thereto as the Director may prescribe.

(2) Each processor of a dehydrated vegetable shall keep and preserve, for not less than 2 years, the following accurate records with respect to all dehydrated vegetables enumerated in (a) (1) hereof: (i) an inventory of each dehydrated vegetable, by styles (for example, shredded, sliced, diced, powdered, flaked, or stripped), which the respective processor had on hand on March 21, 1943; (ii) an inventory of each dehydrated vegetable, by styles, as aforesaid, which the respective processor has on hand at the close of each calendar month; (iii) the quantity of each dehydrated vegetable, by styles, as aforesaid, produced during each calendar month by the respective processor; (iv) the shipments to governmental agencies, enumerated in (a) (3) hereof, of each dehydrated vegetable, by quantities and styles, as aforesaid, during each calendar month; and (v) the shipments and sales (including the name and address of each consignee and each purchaser) of all dehydrated onions, by quantities and styles, as aforesaid, during each calendar month. The foregoing records shall be kept with respect to each dehydrated vegetable without regard to whether it may be required to be set aside, under the provisions of this order, for sale to a governmental agency.

(3) Each processor of dehydrated vegetables shall mail to the Director, within two days (Sundays excepted), after the final date of each calendar month, a report on Form FDO 30-1 containing all of the information called for by Form FDO 30-1. A report, as aforesaid, shall be filed with respect to each dehydrated vegetable enumerated in (a) (1) hereof without regard to whether it is required, by the provisions of this order, to be set aside for sale to a governmental agency.

(4) The Director shall be entitled to obtain such information from, and require such reports and the keeping of such records by, any person, as may be necessary or appropriate, in the Director's discretion, to the enforcement or administration of the provisions of this order.



(e) *Audits and inspections.* The Director shall be entitled to make such audit or inspection of the books, records and other writings, premises or stocks of dehydrated vegetables of any person, and to make such investigations, as may be necessary or appropriate, in the Directors' discretion, to the enforcement or administration of the provisions of this order.

(f) *Petition for relief from hardship.* Any person affected by this order who considers that compliance herewith would work an exceptional or unreasonable hardship on him may file a petition for relief with the administrator of this order. Such petition shall be addressed to Administrator, War Food Order No. 30, Fruit and Vegetable Branch, Office of Distribution, War Food Administration, Washington 25, D. C. Petition for such relief shall be in writing and shall set forth all pertinent facts and the nature of the relief sought. The Order Administrator may take any action with reference to such petition which is consistent with the authority delegated to him by the Director. If the petitioner is dissatisfied with the action taken by the Order Administrator on the petition, he shall obtain, by requesting the Order Administrator therefor, a review of such action by the Director. The Director may, after said review, take such action as he deems appropriate, and such action shall be final. The provisions of this paragraph (f) shall not be construed to deprive the Director of authority to consider originally any petition for relief

from hardship submitted in accordance herewith. The Director may consider any such petition and take such action with reference thereto that he deems appropriate, and such action shall be final.

(g) *Violations.* Any person who violates any provision of this order may, in accordance with the applicable procedure, be prohibited from receiving, making any deliveries of, or using dehydrated vegetables, or any other material subject to priority or allocation control by any governmental agency. In addition, any person who wilfully violates any provision of this order is guilty of a crime and may be prosecuted under any and all applicable laws. Further, civil action may be instituted to enforce any liability or duty created by, or to enjoin any violation of, any provision of this order.

(h) *Delegation of authority.* The administration of this order and the powers vested in the War Food Administrator, insofar as such powers relate to the administration of this order, are hereby delegated to the Director. The Director is authorized to redelegate to any employee of the United States Department of Agriculture any or all of the authority vested in him by this order.

(i) *Communications.* All reports required to be filed hereunder and all communications concerning this order shall, unless instructions to the contrary are issued by the Director, be addressed to the Director of Distribution, War Food Administration, Washington 25, D. C., Ref. WFO-30.

(j) *War Food Order No. 30-1, as*

*amended, terminated.* War Food Order No. 30-1, as amended, 9 F.R. 4319 (formerly designated as Director Food Distribution Order 30-1, issued by the Director of Distribution on March 19, 1943, 8 F.R. 3386, as amended, 9 F.R. 1564), is hereby terminated.

(k) *Effective date.* This order shall become effective at 12:01 a. m., e. w. t., June 1, 1944. With respect to violations of said War Food Order No. 30, as amended, and War Food Order No. 30-1, as amended, rights accrued, liabilities incurred, or appeals taken under said orders, prior to the effective time of this order, all provisions of War Food Order No. 30, as amended, and War Food Order No. 30-1, as amended, in effect prior to the effective time of this order shall be deemed to be in full force and effect for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

NOTE: All reporting and record-keeping requirements of this order have been approved by, and subsequent reporting and record-keeping requirements will be subject to the approval of, Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783; WFO 30, 8 F.R. 3385, 16887, 9 F.R. 4319)

Issued this 31st day of May 1944.

ASHLEY SELLERS,  
Assistant War Food Administrator.

War Food Administration,  
Summary to WFO 30 Amend. 4.

Amendment 4 to War Food Order 30, effective 12:01 a. m., EWT, June 1, 1944, removes dehydrated beets, cabbage and rutabagas from the restrictions of the

order, leaving dehydrated onions as the only dehydrated vegetable which dehydrators will be required to set aside from their total production for Government purchase during the 1944-45 pack year. The amendment still provides for dehydrated onions set aside under the order

to be released for essential civilian needs.

Amendment 4 to WFO 30 also consolidates and merges War Food Orders 30 and 31-1 and retains the inspection and reporting provisions originally contained in WFO 30-1 (formerly Food Distribution Order 30-1).

GPO—WFA 688—p. 2

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WASHINGTON 25, D. C.

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WAR FOOD ADMINISTRATION

[WFO 30-2]

PART 1406—DEHYDRATED FRUIT, VEGETABLES, AND SOUPS

DEHYDRATED VEGETABLES

Pursuant to the authority vested in me by War Food Order No. 30 (8 F.R. 3385), as amended (9 F.R. 4321, 4319, 6007), and to effectuate the purposes thereof, it is hereby ordered as follows:

§ 1406.3 *Dehydrated vegetables*—(a) *Definitions.* Each term defined in War Food Order No. 30, as amended, shall when used herein have the same meaning as is set forth for such term in War Food Order No. 30, as amended.

(b) *Set-aside percentage for dehydrated onions.* The percentage of dehydrated onions to be set aside, by each processor, and held for sale and delivery to a governmental agency shall, after the effective time hereof, be zero.

(c) *Effective date.* This order shall become effective at 12:01 a. m., e. w. t., the 17th day of July 1944.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783; WFO 30, 8 F.R. 3385, as amended, 9 F.R. 4321, 4319, 6007)

Issued this 15th day of July 1944.

C. W. KITCHEN,  
*Acting Director of Distribution.*

War Food Administration,  
Summary to WFO 30.2.

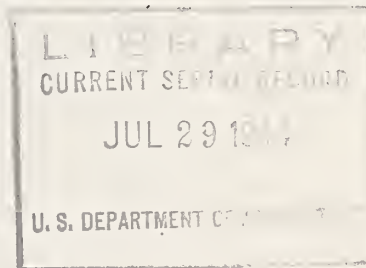
The War Food Administration has announced that as a result of imposed supplies of dehydrated onions, restrictions on the sale of that product have been removed to permit civilian purchases without allotment certificates.

This action is contained in an order pursuant to War Food Order 30, as

amended, effective 12:01 a. m., EWT, July 17, and reduces to zero the percentage which dehydrators are required to set aside for government and essential civilian needs. Set-aside restrictions have been in effect for dehydrated onions since March 1943. Since that time the civilian allocation has been rationed among only those consumers who could certify usage in 1942, the base period.

Dehydrated onions were the last of the dehydrated vegetables to be removed from set-aside restrictions. Beets, cabbage, and rutabagas were removed June 1.

Dehydrated onions are an essential ingredient in the processing of several types of food products. Catsup and meat packers and condiment manufacturers are the principal users.



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